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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT TACOMA

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10 NATHAN WITT, a minor child, by and  
11 through his parents, VALERIE L. WITT and  
12 DANIEL A. WITT, husband and wife,  
13 individually as a marital community, and on  
14 behalf of their minor child,

15                   Plaintiffs,

16                   v.

17 MARIION WARE and JOHN DOE WARE,  
18 individually and as a marital community, et al.,

19                   Defendants.

20                   Case No. C04-5139FDB

21                   ORDER DENYING PLAINTIFFS'  
22 MOTION FOR RECONSIDERATION  
23 OF ORDER GRANTING  
24 DEFENDANTS' MOTION FOR  
25 SUMMARY JUDGMENT ON 42  
26 U.S.C. § 1983 CLAIMS

27 Plaintiffs move for reconsideration of the Court's Order Granting Defendants' Motion for  
28 Partial Summary Judgment on Plaintiffs' 42 U.S.C. § 1983 claims. Defendants filed a response.  
29 Having considered the parties' submissions and arguments, and being familiar with the record herein,  
30 the Court declines to reconsider its earlier order.

31                   ACCORDINGLY, IT IS ORDERED: Plaintiffs' Amended Motion for Reconsideration [Dkt.  
32 # 66] is DENIED.

33                   DATED this 8<sup>th</sup> day of August 2005



34                   FRANKLIN D. BURGESS  
35                   UNITED STATES DISTRICT JUDGE

36 ORDER - 1